

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No: Not Assigned

Attorney Docket No: BP9804US-CN1

Filed: June 20, 2003

Title: Method For Multiplex PNA-FISH

Applicants: Hyldig-Nielsen et al.

Grp. Art Unit: Not Assigned Prior Art Group: 1637

Examiner: Not Assigned Prior Examiner: J. Riley

Certificate of Mailing Pursuant to:
37 C.F.R. § 1.10

I hereby certify that this United States Patent Application is being deposited with the United States Postal Service as Express Mail No. ET925895018US in an Express Mail envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 31st day of July, 2003.



Brian D. Gildea; Reg. No. 39,995

DECLARATION COVER SHEET

Commissioner for Patents
Washington, DC 20231

Dear Sir or Madam:

I certify that the attached "Combined Declaration and Power Of Attorney" is a true and accurate copy of the original document as filed in the United States Patent & Trademark office for USSN 09/335,629. Pursuant to 37 CFR § 1.63(d), please consider this the Declaration for the divisional application enclosed herewith and filed under 37 CFR § 1.53(b).

Respectfully submitted
on behalf of Applicants,



Brian D. Gildea, Esq.
Reg. No. 39,995

Docket No.
BP9804US

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PNA Probes, Probe Sets, Methods and Kits Pertaining to the Detection of Microorganisms

the specification of which

(check one)

is attached hereto.

was filed on June 18, 1999 as United States Application No. or PCT International Application Number 09/335,629

and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/089,737</u>	<u>June 18, 1998</u>
(Application Serial No.)	(Filing Date)
<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)
<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

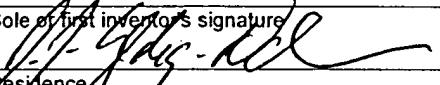
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

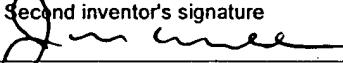
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

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